

WHITE COUNTY BOARD MEETING
JANUARY 8, 2013
7:00 P.M.

A special meeting of the White County Board begun and holden this 8th day of January 2013 in the Courtroom of the White County Courthouse in the City of Carmi.

Chairman Trout called the meeting to order at 7:00 p.m.

Clerk Dozier called the roll with Doshier, Ray, Usery, Puckett and Trout all present.

Chairman Trout asked for a motion to approve the minutes of the previous meeting. Clerk Dozier stated that actually those minutes should be amended to take off the member serving on the Greater Wabash Regional Planning Commission Committee list. Mr. Ray made a motion to approve the minutes with the amendment, seconded by Doshier. Motion carried 5-0 on roll call vote.

Chairman Trout asked for a motion to pay all current bills. Mr. Ray made a motion to pay all current bills, seconded by Puckett. Motion passed 5-0 on roll call vote.

Mr. Trout stated that he would like to thank Brian Ray and the highway department staff for a great job removing all the snow.

Mr. Terry McCormick, Director of the White County Ambulance, stated that the Service had a \$7,900.00 profit and they had finally received the \$72,000.00 in grant monies for the new ambulance.

The next 9-1-1 meeting will be Tuesday, January 22, 2013 at 6:00 p.m. That board will also address issues with the Norris City Ambulance Service at that time.

Mr. Chris Marsh stated that he had submitted his report to the Board.

Chairman Trout asked the Board to consider Federal Aid Agreement Section 10-05117-00-BR a bridge in Gray Township 1.5 miles North of Calvin over French Creek. Mr. Ray made a motion to approve the Federal Aid agreement, seconded by Doshier. Motion passed 5-0 on roll call vote.

Chairman Trout asked that Mr. Owen Garner be appointed as Commissioner to the Hawthorne Drainage District #2 to fill the vacancy created by the resignation of Clarence Kern, for a term that will expire the first Tuesday of September, 2013. Mr. Doshier made a motion to appoint Owen Garner as Commissioner, seconded by Puckett. Motion passed 5-0 on roll call vote.

Chairman Trout explained that the Greater Wabash Regional Planning Commission has adopted new operating guidelines and procedures and therefore each of the Counties involved will only be represented by four members. Therefore, making it

necessary to reappoint David Campbell and Steve Hartsock to a two year term on that Board and Roy Kissel and David Port until the end of there current terms as Mayor. Mr. Doshier made a motion to appoint Campbell, Hartsock, Kissel, and Port to the Greater Wabash Regional Planning Commission, seconded by Puckett. Motion carried 5-0 on roll call vote.

Chairman Trout asked the Board to consider the approval of the following resolution of support for the Oil and Gas Industry: Mr. Trout introduced Mr. Kevin Reimer, a geologist from the Harrisburg area to explain the resolution to the Board. Mr. Reimer stated that the shale play in Southern Illinois could be a very big boom for this area and would like each of the counties involved in the play to consider adoption of the resolution. He stated that this play could provide much needed, well paying jobs for this area. He asked the Board for adoption and once he receives a copy he will forward it on to the legislators. Mr. Reimer explained that the Oil Industry and provides several different forms of tax revenues for the State and Local Governments and he did not want legislation to be drafted and passed that would kill the potential for exploration of deep shale oil and gas. He stated that it is of utmost importance that the Board act immediately because legislation is being drafted and redrafted on a daily basis.

RESOLUTION IN SUPPORT OF THE
ILLINOIS OIL AND GAS INDUSTRY
COUNTY OF WHITE, ILLINOIS

A RESOLUTION IN SUPPORT OF THE Illinois Oil and Gas Industry and the extraction of oil and gas in an environmentally safe manner.

WHEREAS, the County has determined that it is in its Constituents best interest that the County take a position on the use of high volume hydraulic fracturing in the area of Illinois known as the Illinois Basin;

WHEREAS, the County has been requested by various groups to prevent the use of high volume hydraulic fracturing within the County jurisdiction;

WHEREAS, the County has determined that it does not have the authority to regulate the oil and gas industry.

WHEREAS, after consideration of the economic benefits of the oil and gas industry, the lack of reported instances of ground water contamination caused by high volume hydraulic fracturing as shown by EPA Administrator Lisa Jackson's statement that she was "not aware of any proven case where the fracking process itself" had affected water;

WHEREAS, it is our understanding that Illinois legislation is being drafted to address the ground water contamination concern when utilizing high volume hydraulic fracturing.

WHEREAS, the County supports legislation designed to protect the ground water and to encourage the development and growth of the oil and gas industry in Illinois and surrounding States; and

WHEREAS, the County opposes any type of moratorium on the utilization of high volume hydraulic fracturing in Illinois.

NOW THEREFORE, the County hereby resolves that it encourages the legislators of the State of Illinois to draft and enact legislation or regulation addressing the issue of high volume hydraulic fracturing that will protect the ground water and allow the Illinois Oil and Gas Industry to develop further.

Dated: January 8, 2013

Wesley" Wes" Trout, Chairman
White County Board

Mr. Doshier made a motion to approve the resolution of support, seconded by Ray. Motion passed 5-0 on roll call vote.

Chairman Trout asked the Board to consider the following resolution to participate in the State's Attorney Appellate Prosecutor Service. Mr. Aud stated that this is an annual resolution and the Appellate Prosecutor Service would provide assistance to the County if the State's Attorney would have a conflict or if we needed assistance on appeals etc.

RESOLUTION

WHEREAS, the Office of the State's Attorneys Appellate Prosecutor was created to provide services to State's Attorneys in Judicial Districts containing less than 3,000,000 inhabitants; and,

WHEREAS, the powers and duties of the Office of the State's Attorneys Appellate Prosecutor are defined and enumerated in the "State's Attorneys Appellate Prosecutor's Act", 725 ILCS 210/1 et. seq., as amended; and,

WHEREAS, the Illinois General Assembly appropriates monies for the ordinary and contingent expenses of the Office of the State's Attorneys Appellate Prosecutor, one-third from the State's Attorneys Appellate Prosecutor's County Fund and two-thirds from the General Revenue Fund, provided that such funding receives county approval and support from within the respective Judicial districts eligible to apply; and,

WHEREAS, the Office of the State's Attorneys Appellate Prosecutor shall administer the operation of the appellate offices so as to insure that all participating State's Attorneys continue to have final authority in preparation, filing, and arguing of all appellate briefs and any trial assistance; and,

WHEREAS, the Office of the State's Attorneys Appellate Prosecutor and the Illinois General Assembly have reviewed and approved a budget for Fiscal Year 2013, which funds will provide for the continued operation of the Office of the State's Attorneys Appellate Prosecutor.

NOW THEREFORE, BE IT RESOLVED that the White County Board, in regular session, this 8th day of January, 2013 does hereby support the continued operation of the Office of the State's Attorneys Appellate Prosecutor, and designates the Office of the State's Attorneys Appellate Prosecutor as its Agent to administer the operation of the appellate offices and process said appellate court cases for this County.

BE IT FURTHER RESOLVED that the attorneys employed by the Office of the State's Attorneys Appellate Prosecutor are hereby authorized to act as Assistant State's Attorney on behalf of the State's Attorneys of this County in the appeal of all cases, when requested to do so by the State's Attorney, and with the advice and consent of the State's Attorney prepare, file, and argue appellate briefs for those cases; and also, as may be requested by the State's Attorney, to assist in the prosecution of cases under the Illinois Controlled Substances Act, the Cannabis Control Act, the Drug Asset Forfeiture Procedure Act and the Narcotics Profit Forfeiture Act. Such attorneys are further authorized to assist the State's Attorney in the State's Attorney's duties under the Illinois Public Labor Relations Act, including negotiations thereunder, as well as in the trial and appeal of tax objections.

BE IT FURTHER RESOLVED that the attorneys employed by the Office of the State's Attorneys Appellate Prosecutor may also assist the State's Attorney of this County in the discharge of the State's Attorneys duties in the prosecution and trial of other cases, and may act as Special Prosecutor if duly appointed to do so by a court having jurisdiction.

BE IT FURTHER RESOLVED that the White County Board hereby agrees to participate in the service program of the Office of the State's Attorneys Appellate Prosecutor for Fiscal Year 2013, commencing December 1, 2012, and ending November 30, 2013, by hereby appropriating the sum of \$7,000.00 as consideration for the express purpose of providing a portion of the funds required for financing the operation of the Office of the State's Attorneys Appellate Prosecutor, and agrees to deliver the same to the Office of the State's Attorneys Appellate Prosecutor on request during the Fiscal Year 2013.

Wes Trout, Chairman

Attest:

Paula Dozier
White County Clerk

Mr. Ray made a motion to participate in the State's Attorney Appellate Prosecutor Service, seconded by Usery. Motion carried 5-0 on roll call vote.

Chairman Trout stated that the next meeting would be held on February 12, 2013.

Mr. Trout stated that the Board had received a thank you from Judge Thomas Sutton.

Mr. Puckett made a motion to adjourn, seconded by Usery. Motion passed 5-0 on roll call vote.